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IN THE UNITED STATES PATENT & TRADEMARK OFFICE

Title: PIEZOELECTRIC TRANSFORMER

Examiner: M.O. Budd Art Unit: 2834

Mail Stop AF Comm'r for Patents P.O. Box 1450 Alexandria, VA 22313-1450

CONDITIONAL NOTICE OF APPEAL

Dear Sir:

All finally rejected claims in the Examiner's Office Action dated 7 April 2004 are hereby appealed to the Board of Patent Appeals and Interferences.

A Petition under §1.181 was filed on 04/27/2004 to withdraw the finality of the Office action. The Supervisor Mr. Darren Schuberg informed the undersigned by telephone that the Petition had been granted, but a written Decision has not yet been received. Accordingly, to avoid this application becoming abandoned if the Petition has not been granted, this *Conditional* Notice of Appeal is filed. Accordingly, if that Petition has not been granted, please debit the undersigned's Deposit Acct. No. 502144 for the fee under 37 C.F.R.§1.17(b) for this Notice.

CERTIFICATE OF MAILING OR TRANSMISSION – 37 CFR 1.8

I hereby certify that I have a reasonable basis that this paper, along with any referred to above, (i) are being deposited with the United States Postal Service on the date shown below with sufficient postage as first class mail in an envelope addressed to Commissioner for Patents, PO Box 1450, Alexandria, VA 22313-1450, or (ii) are being transmitted to the U.S. Patent & Trademark Office in accordance with 37 CFR § 1.6(d).

DATE: 7 Oct. 2004 NAME: Brad Ruben

SIGNATURE: Bred /

Respectfully submitted,

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7 October 2004

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